

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

PROMOS TECHNOLOGIES, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 06-788 (JJF)
	)	
FREESCALE SEMICONDUCTOR, INC.,	)	
	)	
Defendant.	)	
	)	

**STIPULATION OF DISMISSAL OF CLAIMS AND COUNTERCLAIMS  
RELATING TO U.S. PATENT NO. 6,670,267**

Pursuant to Rule 41(a), plaintiff ProMOS Technologies, Inc. (“ProMOS”) and defendant Freescale Semiconductor, Inc. (“Freescale”) hereby stipulate to the dismissal with prejudice of ProMOS’s claims with respect to U.S. Patent No. 6,670,267 (“the ‘267 patent”) and to the dismissal without prejudice of Freescale’s counterclaims for declaratory judgment of invalidity and noninfringement of the ‘267 patent.

Nothing herein shall affect any of the claims, counterclaims or defenses relating to the remaining patents-in-suit.

ASHBY & GEDDES

*/s/ John G. Day*

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